



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

November 4, 2009

VIA FACSIMILE at (609) 984-9315 & REGULAR MAIL

Richard Engel, Esq., Chief
Cost-Recovery
Department of Law and Public Safety-Division of Law
State of New Jersey
Richard J. Hughes Justice Complex
25 W. Market Street, P.O. Box 093
Trenton, NJ 08625-0093

Re: Standard Chlorine Chemical Co., Inc. ("SCCC") Superfund Site ("SCCC Site")
Kearny, New Jersey

Dear Mr. Engel:

Pursuant to Section 106(a) of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), as amended, 42 U.S.C. § 9606(a), the United States Environmental Protection Agency ("EPA") hereby advises that it intends to issue an Administrative Order on Consent for Removal Response Activities ("Order") to SCCC and Beazer, Inc. (together, the "Respondents"). Since the SCCC Site is on the National Priorities List ("NPL") of Superfund sites, EPA conducted a removal site evaluation which found the potential for dioxin release, especially 2,3,7,8-tetrachlorodibenzo-p-dioxin ("TCDD"), from certain buildings in the eastern portion of the SCCC Site. The Order requires Respondents to close and seal the buildings in this eastern portion to prevent direct contact and off-site migration of and exposure to the dioxin. EPA expects to issue the Order by the end of December 2009.

Please do not hesitate to contact me at (212) 637-3122 if you have any further questions.

Very truly yours,

Leena Raut
Assistant Regional Counsel

cc: Kimberly Staiger, EPA
Ed Als, EPA